

RECEIVED

NOV 07 2022

OFFICE OF  
WATER

LAW OFFICES  
**NOONEY & SOLAY, LLP**

326 FOUNDERS PARK DRIVE  
P. O. BOX 8030  
RAPID CITY, SOUTH DAKOTA 57709-8030

JOHN K. NOONEY  
KURT E. SOLAY  
ROBERT J. GALBRAITH  
MARLA A. SCHIPPERS  
JARED D. NOONEY  
SARAH L. WEYRICH

TELEPHONE: 605.721.5846  
FACSIMILE: 605.721.5867

[Email: [robert@nooneysolay.com](mailto:robert@nooneysolay.com)]

November 4, 2022

**VIA U.S. MAIL ONLY**

Chief Engineer  
Water Rights Program, Foss Building  
523 E. Capitol Ave.  
Pierre, SD 57501

Re: Water Permit Application No. 2850-2

To Whom It May Concern:

Please be advised that this Firm represents Daniel Stearns and Dalton Stearns. Please consider this letter a request to delay the hearing currently scheduled for December 7, 2022. This request is both for the automatic delay, upon request of parties having filed a petition opposing the application and because I am not available on the date of the hearing. If you need anything else from me related to this request, please let me know.

Sincerely yours,

*/s/ Robert J. Galbraith*

Robert J. Galbraith

RJG/al

cc: Client

Ron Duvall ([ron.duvall@state.sd.us](mailto:ron.duvall@state.sd.us))